

EXHIBIT A



Entered on Docket
October 13, 2009

A handwritten signature in dark ink, appearing to read "Linda B. Riegle".

Hon. Linda B. Riegle
United States Bankruptcy Judge

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Attorneys for USACM Liquidating Trust

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA

In re:

USA COMMERCIAL MORTGAGE COMPANY,

USA CAPITAL REALTY ADVISORS, LLC,¹

USA CAPITAL DIVERSIFIED TRUST DEED
FUND, LLC,

USA CAPITAL FIRST TRUST DEED FUND, LLC,²

USA SECURITIES, LLC,³

Debtors.

Affects:

- ☐ All Debtors
- ☒ USA Commercial Mortgage Company
- ☐ USA Capital Realty Advisors, LLC
- ☐ USA Capital Diversified Trust Deed Fund, LLC
- ☐ USA Capital First Trust Deed Fund, LLC
- ☐ USA Securities, LLC

Case No. BK-S-06-10725-LBR
Case No. BK-S-06-10726-LBR¹
Case No. BK-S-06-10727-LBR
Case No. BK-S-06-10728-LBR²
Case No. BK-S-06-10729-LBR³

CHAPTER 11

Jointly Administered Under
Case No. BK-S-06-10725 LBR

**ORDER SUSTAINING EIGHTEENTH
OMNIBUS OBJECTION OF USACM
TRUST TO PROOFS OF CLAIM BASED
UPON INVESTMENT IN THE BAY
POMPANO BEACH LOAN**

Hearing Date: October 5, 2009
Hearing Time: 9:30 a.m.

¹ This bankruptcy case was closed on September 23, 2008.

² This bankruptcy case was closed on October 12, 2007.

³ This bankruptcy case was closed on December 21, 2007.

1 The Court having considered the “Eighteenth Omnibus Objection of USACM Trust
2 to Proofs of Claim Based Upon Investment in the Bay Pompano Beach Loan” [Docket No.
3 7440] (the “Objection”); with appropriate notice of the Objection having been given; no
4 responses having been filed; and good cause appearing:

5 **IT IS HEREBY ORDERED** that:

- 6 1. The Objection is sustained;
- 7 2. The claims listed on **Exhibit A** attached are allowed as general
8 unsecured claims for the amount shown on Exhibit A as Unremitted
9 Principal; and
- 10 3. The remainder of those claims listed on **Exhibit A** are disallowed in
11 their entirety.

12
13 PREPARED AND RESPECTFULLY SUBMITTED BY:

14 **LEWIS AND ROCA LLP**

15 By /s/ Marvin Ruth (#10979)

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24
25
26

□ The Court waived the requirements of LR 9021.

☒ I have delivered a copy of this proposed order to all counsel who appeared at the hearing, any unrepresented parties who appeared at the hearing, and any trustee appointed in this case, and each has approved or disapproved the order, or failed to respond, as indicated below (list each party and whether the party has approved, disapproved, or failed to respond to the document):

U.S. Trustee: August Landis	
<input type="checkbox"/> approved the form of this order	<input type="checkbox"/> disapproved the form of this order
<input checked="" type="checkbox"/> waived the right to review the order and/or	<input type="checkbox"/> failed to respond to the document
Other Party:	
<input type="checkbox"/> approved the form of this order	<input type="checkbox"/> disapproved the form of this order
<input type="checkbox"/> waived the right to review the order and/or	<input type="checkbox"/> failed to respond to the document

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Submitted by:

LEWIS AND ROCA LLP

By: /s/ Marvin Ruth (#10979)
 Rob Charles
 John Hinderaker
 Marvin Ruth
Attorneys for USACM Liquidating Trust

USACM Liquidating Trust
**PROOFS OF CLAIM BASED UPON INVESTMENT IN THE BAY POMPANO BEACH
 LOAN
 EIGHTEENTH OMNIBUS OBJECTION**

Claim	Name	Address	Total Claim Amount	Unremitted Principal to be Allowed as Claim	Approximate Amount Subject to Objection
10725-02151	Gilbert Jr, Elmer Eugene	81590 Chenel RD Folsom, LA 70437	12,951.80	-	12,951.80
10725-01137	Leblanc, Joan	Po Box 6434 Incline Village, NV 89450	136,921.39	-	136,921.39
10725-02406	Omaye, Annie	1846 Three Mile Dr Reno, NV 89509	14,063.73	-	14,063.73
10725-01513	Rosalie Allen Morgan Trust Dtd 1/31/03	C/O Rosalie Allen Morgan Ttee 6869 Eagle Wing Dr Sparks, NV 89436- 8496	12,951.80	-	12,951.80
10725-02152	Ramsey, Aaron S & Lara	7713 N 41St St Niwot, CO 80503	76,518.00	12,285.97	64,232.03